

### United States Patent and Trademark Office

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U.S. APPLICATION NUMBER NO.

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

10/553,135

Giampiero de Luca

SER-104 INTERNATIONAL APPLICATION NO.

PCT/EP04/50456

I.A. FILING DATE

PRIORITY DATE

04/06/2004

04/17/2003

23557 SALIWANCHIK LLOYD & SALIWANCHIK A PROFESSIONAL ASSOCIATION

PO BOX 142950

**GAINESVILLE, FL 32614-2950** 

**CONFIRMATION NO. 1670 371 FORMALITIES LETTER** 

DC096336919662398\*

Date Mailed: 06/02/2006

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 10/14/2005
- Copy of the International Search Report filed on 10/14/2005
- Preliminary Amendments filed on 10/14/2005
- Request for Immediate Examination filed on 10/14/2005
- U.S. Basic National Fees filed on 10/14/2005
- Priority Documents filed on 10/14/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

\$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

#### PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/553,135                  | PCT/EP04/50456                | SER-104          |

FORM PCT/DO/EO/905 (371 Formalities Notice)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents, P.O. Box 1450

Alexandria, VA 22313 on Jone 27, 2006

Frank C. Eisenschenk, Ph.D., Patent Attorney

Patent Application Docket No. SER-104 Serial No. 10/553,135

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

Giampiero de Luca

Serial No.

10/553,135

Filed

October 14, 2005

Conf. No.

1670

For

Interferon Beta in Severe Acute Respiratory Syndrome (SARS)

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### TRANSMITTAL LETTER

Sir:

The above-referenced patent application was filed with unsigned Declaration (37 CFR 1.63) for Utility Application Using an Application Data Sheet and Power of Attorney forms. Transmitted herewith is a fully executed Declaration (37 CFR § 1.63) for Utility or Design Application Using an Application Data Sheet form and Power of Attorney form for the subject application.

A Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) was received from the Patent and Trademark Office, and a copy of that Notification is attached hereto.

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Please charge the surcharge of \$130.00 to Deposit Account No. 19-0065. The Commissioner is hereby authorized to charge any additional fees which may be required to Deposit Account No. 19-0065. Two copies of this transmittal letter are enclosed.

Respectfully submitted,

Frank C. Eisenschenk, Ph.D.

Patent Attorney

Registration No. 45,332

Telephone No.: (352) 375-8100 Facsimile No.: (352) 372-5800 Address: P.O. Box 142950

Gainesville, FL 32614-2950

FCE/sl

Enclosures: Executed Declaration form; Executed Power of Attorney form; Copy of Notification

of Missing Requirements